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U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE

**AMENDMENT TRANSMITTAL  
LETTER AND REQUEST FOR  
EXTENSION OF TIME PURSUANT  
TO 37 C.F.R. 1.136 (a)**

Docket Number:  
1662/604078

Application Number  
10/635,337

Filing Date  
August 6, 2003

Examiner  
Jason H. Johnsen

Art Unit  
1624

Invention Title  
NOVEL CRYSTALLINE FORMS OF  
GATIFLOXACIN

Inventors  
NIDDAM-HILDESHEIM et al.

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Date: August 28, 2006

Signature: *Neil Benowitz*

Sir:

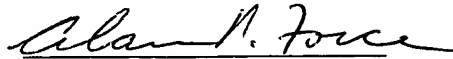
1. Transmitted herewith for filing is an Amendment in response to the Notice of Non-Compliant Amendment mailed July 14, 2006 for the above-identified application.
2. Applicants hereby request a **one-month extension of time** to respond to the Notice of July 14, 2006, which set a one-month period for response. The extended period for response expires on September 14, 2006. Please charge the **\$120.00** extension fee and any additional fees to the deposit account of Kenyon & Kenyon LLP, deposit account number **11-0600**.
3. The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to the deposit account of **Kenyon & Kenyon**, deposit account number **11-0600**:
  - A. Any additional filing fees required under 37 C.F.R. § 1.16;
  - B. Any additional patent application processing fees under 37 C.F.R. § 1.17;
  - C. Any additional patent issue fees under 37 C.F.R. § 1.18;

- D. Any additional document supply fees under 37 C.F.R. § 1.19;
- E. Any additional post-patent processing fees under 37 C.F.R. § 1.20; or
- F. Any additional miscellaneous fees under 37 C.F.R. § 1.21.

6. A copy of this letter is enclosed.

Respectfully submitted,

Date: August 28, 2006



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